PATENT
03-10074

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Kevin Calloway

Serial Number: 09/708,235   Examiner: Raquel Alvarez

Filed: 11/7/2000   Art Unit: 3622

For: MULTIMEDIA MESSAGING METHOD AND SYSTEM

Mail Stop Fee AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REQUIRING
EXCESS CLAIMS FEES

Dear Sir or Madam:

Responsive to the Notice Requiring Excess Claims Fees dated May 19, 2006,

enclosed is a check in the amount of $50.00 to cover the excess charge.

It is not believed that any additional fees are due; however, in the event of any

additional fees are due, the Examiner is requested to contact the undersigned.

Respectfully submitted,

LAW OFFICES OF DAVID L. HOFFMAN

Date: May 26, 2006

David L. Hoffman
Reg. No. 32,469

Encls.

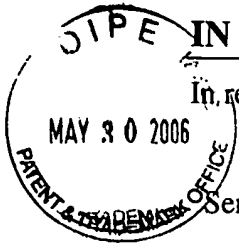05/31/2006 HNGUYEN1 00000061 09708235
01 FC:2202   50.00 OP

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27023 McBean Parkway, Ste. 422
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- 1 -

PATENT
03-10074

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In re the application of:

Kevin Calloway

Serial Number: 09/708,235   Examiner: Raquel Alvarez

Filed: 11/7/2000   Art Unit: 3622

Confirmation No. 1158

For: MULTIMEDIA MESSAGING METHOD AND SYSTEM

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FIRST CLASS MAILING

Dear Sir or Madam:

Enclosed herewith is the following:

1.   Response to Notice Requiring Excess Claims Fees;
2.   Copy of Notice Requiring Excess Claims Fees;
3.   Check No. 2703 for $50.00 for Excess Claim Fee; and
4.   Acknowledgment Postcard

Certificate of Transmission:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
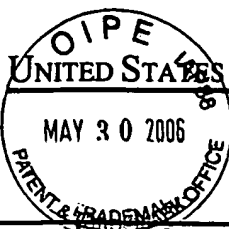Alexandria, VA 22313-1450

Respectfully submitted,

LAW OFFICES OF DAVID L. HOFFMAN

Date: May 26, 2006

David L. Hoffman
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UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/708,235	11/07/2000	Kevin Calloway	GOL5121.11A	1158

36212   7590   05/19/2006

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VALENCIA, CA 91355

EXAMINER
ALVAREZ, RAQUEL

ART UNIT	PAPER NUMBER
3622	

DATE MAILED: 05/19/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

UNITED STATES PATENT AND TRADEMARK OFFICE

09/708235

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

NOTICE REQUIRING EXCESS CLAIMS FEES

The excess claim(s) filed on _____ is not accompanied by the appropriate payment of excess claims fees set forth in 37 CFR 1.16(h)-(j) or 1.492(d)-(f). Excess claims fees are required for each claim in independent form in excess of three (§ 1.16(h)), each claim (whether dependent or independent) in excess of twenty (note that § 1.75(c) indicates how multiple dependent claims are considered for fee calculation purposes) (§ 1.16(i)), and each application that contains a multiple dependent claim (§ 1.16(j)).

Since the application is not under a final rejection, applicant is given a time period of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, to submit either: (1) the fee payment of $ 50.00, or (2) an amendment in compliance with 37 CFR 1.121 that cancels the excess claim(s), in order to avoid ABANDONMENT. Extensions of this time period may be granted under 37 CFR 1.136, unless the excess claim(s) was presented in a preliminary amendment.

☐ 1. The funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.

☐ 2. The Credit Card payment to cover the entire fee due to Account _____ (**Card type + last 4 digits ONLY**) was refused. The balance is due within the time period set forth in this notice. See note below regarding the appropriate service charge.

☑ 3. The amendment that includes the excess claim(s) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record (PTO/SB/06). Remittance or authorization is due within the time period set forth in this notice.

☐ 4. The fee submitted in this application is insufficient. A balance of $ _____ is due for presentation of excess claims (37 CFR 1.16(h)-(j) or 1.492(d)-(f)).

☐ 5. Other.

Explanation (*Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due*):

_____

THE AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE, GENERALLY ON OCTOBER 1 OF EACH YEAR (37 CFR 1.16, 1.21 & 1.492). THE **AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY WITH THE APPROPRIATE FEE(S) IS RECEIVED BY THE OFFICE** (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS SUBJECT TO CHANGE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS AVAILABLE ON THE USPTO'S WEBSITE AT: *http://www.uspto.gov/web/offices/ac/qs/ope/fees.htm*

Service Charges: There is a $50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a $25.00 service charge for each month when the balance of a deposit account is below $1000 at the end of the month (37 CFR 1.21(b)(2)).

Margaret Byars

_____ (571) 272 - 6581
Technical Support Staff (TSS)
Note to TSS: Please do NOT use this notice if the application is under a final rejection.